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Legal Dept.

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Office of the R.L.A.

There is no objection to appoint an arbitrat
in this case if the party has not filed a suit.
The suit would be time-barred.

Id/- (P.M.L.) 1/4
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U.O. to C.S.D., No. U - 1350, dated the End April 1952

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Defence of India Act, 1939 section 19.

Defence of India Rules 1939, Rule 75A.

The Secretary, X Civil Supplies Department has raised two issues in this case.

The first is regarding the legal position of the premises requisitioned under the Defence of India Rules for the duration of the war and six months thereafter.

As an appeal has been filed in the Supreme Court against the decision of the High Court in Shrimbai Irani's case the decision of the Supreme Court on this point is awaited.

The second issue is about the 'compensation'.

As stated in R.L.A's opinion No.18478/A, dated the 6th November 1952 there is no question of limitation in respect of proceedings under section 19 of the Defence of India Act and that there is no objection to appointing an arbitrator in this Case.

The suit would however be barred by limitation. (Sre R.L.A's No. G - 127, dated 20-4-50 and No. G - 292 dated 24-8-50).

Id/- (P.M.L.) 1/4

Remembrancer of Legal Affairs.

U.R. to C.S.D., No. G - 197, dated the 2nd April 1953.

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